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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/251,133	02/16/1999	GIRISH V. SHAH	70009590-001

**CONFIRMATION NO. 2869**

Shaji George, PhD  
 Bionova Pharmaceuticals, Inc.  
 719 Carmans Road  
 Massapequa Park, NY 11762



\*OC000000018124999\*

Date Mailed: 02/23/2006

**NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY**

This is in response to the Power of Attorney filed 07/28/2005.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

VICKIE BEACH  
 1600 (571) 272-0700

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09/251,133	02/16/1999	GIRISH V. SHAH	70009590-001

26565  
 MAYER, BROWN, ROWE & MAW LLP  
 P.O. BOX 2828  
 CHICAGO, IL 60690-2828



\*OC000000018124520\*

Date Mailed: 02/23/2006

**NOTICE REGARDING CHANGE OF POWER OF ATTORNEY**

This is in response to the Power of Attorney filed 07/28/2005.

- The withdrawal as attorney in this application has been accepted. Future correspondence will be mailed to the new address of record. 37 CFR 1.33.

VICKIE BEACH  
 1600 (571) 272-0700

OFFICE COPY

7-29-05

1642  
B (ZK)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/251,133  
Applicant: Shah, G. V.  
Filed: February 16, 1999  
Art Unit: 1642  
Examiner: Christopher Yaen  
Title: NEUROENDOCRINE MARKER OF PROSTATE CANCER  
AND METHOD FOR PRODUCING SAME  
Docket No.: 01819232  
Customer No.: 26565

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR WITHDRAWAL AS ATTORNEY (37 C.F.R. § 10.40(c))**

**REQUEST FOR PERMISSION TO WITHDRAW**

1. I, an attorney signing below, respectfully request permission to withdraw from all further responsibility in this case, in accordance with 37 C.F.R. § 1.36.

*(Check the following item, if appropriate)*

- Because the amendment referred to in item 4A(iii) below is a continuing application signed only by an attorney named below under 37 C.F.R. § 1.60(b) or 37 C.F.R. § 1.62(c), this withdrawal request is also for such continuing application.

**LAST KNOWN ADDRESS OF CLIENT**

2. The last known mailing address of the inventor(s) or assignee(s) of the entire interest is:

Shaji George, PhD.  
Bionova Pharmaceuticals, Inc.  
719 Carmans Road  
Massapequa Park, NY 11762

Richard L. Huston, Ph.D.  
Kansas University Medical Center  
3901 Rainbow Boulevard  
Mail Stop 1039  
Kansas City, KS 66160

### **BASIS FOR WITHDRAWAL REQUEST**

3. The basis for the request for withdrawal is 37 C.F.R. 10.40(c)(1)(vi).  
*Explanation (including brief description of exhibits, if any)*

The client has failed to pay one or more bills rendered by the practitioner for an unreasonable period of time or has failed to honor an agreement to pay a retainer in advance of the performance of legal services.

### **ALLOWANCE OF TIME FOR CLIENT TO ACT**

4. Status of this Application

A. Response due (*if any*)

- (i)  There is no outstanding term for response.  
(ii)  There is an outstanding term for response that is set to expire on  
The above term is extendible under 37 C.F.R. § 1.136(a), until

and the fees for such extension  are  are not being submitted  
herewith.

- (iii)  Also, submitted herewith, is a response to the outstanding Official Action.

B. Time Left for Response

Therefore, the amount of time for response, including extension under  
37 C.F.R. § 1.136(a) is:

- at least \_\_\_\_\_  
 cannot be calculated because this case is/will now be awaiting action  
by the PTO.

### **NOTIFICATION OF CLIENT**

5. In accordance with 37 C.F.R. § 10.40(a), a copy of this request, including any attachments, is being sent to the client. A copy of the letter to the client is attached.

### **NUMBER OF COPIES OF REQUEST**

6. This request is enclosed in triplicate.  
*(To expedite the handling of request for permission to withdraw as attorney under  
37 C.F.R. § 1.36, submit the request in triplicate.)*

7. Related Applications for Which Withdrawal is Requested

Withdrawal also is (has been) requested in the following related application(s) of the  
 inventor  assignee

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**SIGNATURE(S) OF WITHDRAWING ATTORNEY(S)**

8. Signature(s) of the attorney(s) withdrawing (or signature of an authorized attorney on behalf of an attorney withdrawing)

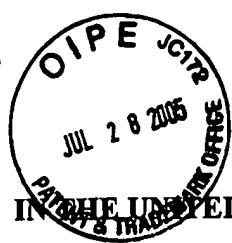


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Joseph A. Mahoney, Reg. No. 38,956

Date: July 28, 2005

**MAYER, BROWN, ROWE & MAW LLP**  
P.O. Box 2828  
Chicago, IL 60690-2828  
Telephone: (312) 701-8979  
Facsimile: (312) 706-9000



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/251,133

Applicant: Shah, G. V.

Filed: February 16, 1999

Art Unit: 1642  
Examiner: Christopher Yaen

Title: NEUROENDOCRINE MARKER OF PROSTATE  
CANCER AND METHOD FOR PRODUCING SAME

Docket No.: 01819232

Customer No.: 26565

CERTIFICATE OF MAILING BY  
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"Express Mail" mailing label number  
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Date of Deposit: July 28, 2005  
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CFR 1.10 on the date indicated above and is  
addressed to COMMISSIONER FOR PATENTS,  
P.O. BOX 1450, ALEXANDRIA, VA 22313-1450

typed or printed name of person mailing paper or  
fee: Tim Hubalik

  
Signature

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith are the following for the above-captioned application:

1. Request for Withdrawal as Attorney in triplicate;
2. Copy of letter to client regarding notification of withdrawal; and
3. Return receipt postcard.

The Commissioner is hereby authorized to charge any additional filing fees required under Rule 1.17 concerning this transaction, or to credit any overpayment to Deposit Account 13-0019.

Respectfully submitted,



---

Joseph A. Mahoney  
Reg. No. 38,956

Date: July 28, 2005

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P.O. Box 2828  
Chicago, Illinois 60690-2828  
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July 28, 2005

MAYER  
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ROWE  
& MAW

Shaji George, PhD.  
Bionova Pharmaceuticals, Inc.  
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[jmahoney@mayerbrownrowe.com](mailto:jmahoney@mayerbrownrowe.com)

**Re: Patent Work for Bionova Pharmaceuticals, Inc.  
and University of Kansas Medical Center  
Research Institute**

Dear Shaji and Dr. Huston:

Due to the long-term delay in payment of your outstanding balance, we must withdraw from your representation on the following matters, effective immediately.

<u>MBR&amp;M Matter No.</u>	<u>Country</u>	<u>Application Number</u>
05008815	Australia	2002344775
05008830	Europe	2744407.4
01819330	PCT	PCT/US0042737
02995407	PCT	PCT/US0219237
01819232	US	09/251133

Accordingly, we will take no further action on these cases, which could result in the abandonment of patent rights.

Please call me with any questions.

Sincerely,

Joseph A. Mahoney

JAM/rcl

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Brussels Charlotte Chicago Cologne Frankfurt Houston London Los Angeles Manchester New York Palo Alto Paris Washington, D.C.  
Independent Mexico City Correspondent: Jauregui, Navarrete, Nader y Rojas, S.C.

Mayer, Brown, Rowe & Maw LLP operates in combination with our associated English limited liability partnership in the offices listed above.